IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2591 OF 2006
WITH
CRIMINAL APPLICATION NO.2592 OF 2006

Ramakant R. Yadav .. Applicant
Versus
State of Maharashtra .. Respondent

Mr.G.Dwivedi i/b. Dwivedi and Co. for applicant
Mr.P.A.Pol, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 16th November 2006.

P.C.

. Heard Mr.Dwivedi for appliants. The order under challenge is passed on an application seeking discharge from criminal case. That order was passed on 6th September 2004. No useful purpose will be served by going into the

contentions raised in the present revision application, after a lapse of two years and more. Mr.Dwivedi on the last occasion sought time to produce before me copies of decisions and judgements delivered by this Court and the Supreme Court. According to Mr.Dwevedi, the issue as to whether the present applicants can practice in Maharashtra and that too in a faculty in medicine is decided by this Judgement. However, all that is produced today is a copy of an order passed during the course of hearing of several writ petitions. Apart from the fact that the Division Bench has not decided matters finally, it sought materials and details with regard to the assertion of the petitioners and if the same are not placed on record, the Division Bench has observed that all interim protections would come to an end. In such circumstances, I do not find any necessity of going into the contentions raised by Mr.Dwevedi.

2. Needless to clarify that all observations made by the trial court are prima facie and would not influence the same while trying the case. The said case be decided on its own merits and in accordance with law uninfluenced by the observations made during the course of hearing of discharge application. In the peculiar facts of the present case and considering that the prosecution is in public interest, the trial court to endeavour and dispose of the case as expeditiously as possible and in any event within six months from today.

(S.C.Dharmadhikari, J)